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PTO/SB/21 (08-03)

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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

2

Application Number

10/821,288

Filing Date

April 9, 2004

First Named Inventor

Pedro Angel Fernandez et al.

Group Art Unit

2835

Examiner Name

Unknown

Attorney Docket Number

200-66700 (2003-00758)

### ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☐ Amendment/Response

☐ After Final (Response)

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/  
Incomplete Application

☐ Response to Missing  
Parts under 37 CFR  
1.52 or 1.53

☐ Assignment Papers  
(for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition Routing Slip (PTO/SB/69)  
and Accompanying Petition

☐ Petition to Convert to a  
Provisional Application

☒ Power of Attorney By Assignee and  
Establishment of Right of Assignee to  
Prosecute Under 37 CFR §3.73(b)

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to  
Group

☐ Appeal Communication to Board of  
Appeals and Interferences

☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Inquiry

☒ Other Enclosure(s)  
(please identify below):

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Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Mark C. Pickering, Reg. No. 36,239

Signature

*Mark C. Pickering*

Date

October 19, 2004

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: October 19, 2004

Typed or printed name

Robin L. King

Signature

*Robin L. King*

Date

October 19, 2004

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PATENT

Attorney Docket No. 200-66700 (2003-00758)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
APPLICATION FOR UNITED STATES PATENT

In re Patent Application of	)	Group Art Unit: 2835
	)	
Pedro Angel Fernandez et al.	)	Examiner: Unknown
	)	
Appln. No. 10/821,288	)	POWER OF ATTORNEY BY ASSIGNEE AND
	)	ESTABLISHMENT OF RIGHT OF ASSIGNEE
Filed: April 9, 2004	)	<u>TO PROSECUTE UNDER 37 C.F.R. §3.73(b)</u>
	)	
For: ELECTRONICS CABINET WITH AN	)	
AIR-TO-AIR HEAT EXCHANGER	)	
MOUNTED TO THE OUTSIDE OF THE	)	
CABINET	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

ADVANCED FIBRE COMMUNICATIONS, INC., assignee of the entire right, title and interest in the above-identified application by assignment dated April 8, 2004, **which assignment is recorded in the U.S. Patent and Trademark Office at Reel 015211, Frame 0416**, hereby appoints the Law Offices of Mark C. Pickering, a firm composed of: Mark C. Pickering (36,239) to prosecute the above-identified application, and to transact all business in the U.S. Patent and Trademark Office connected therewith.

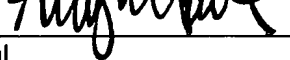
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The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

ADVANCED FIBRE COMMUNICATIONS, INC.

Dated: 10.13.04

By:   
Name: Amy M. Paul  
Title: Vice President and General Counsel